



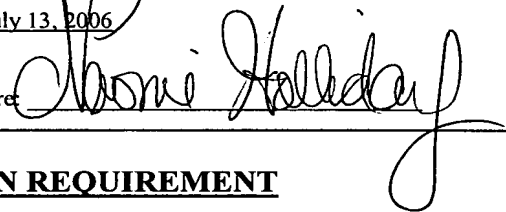
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: AMIR et al. Art Unit: 1626
Serial No.: 10/735,029 Examiner: Ebenezer O. Sackey
Filed: December 12, 2003
For: NOVEL CRYSTALLINE FORMS OF GATIFLOXACIN AND
PROCESSES FOR PREPARATION
Docket No.: 1662/6040761

Address to:
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Date: July 13, 2006

Signature: 


RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the communication from the Office mailed June 13, 2006, applicants hereby elect, without traverse, the claim of Group XII, claims 65-67 are, drawn to a method for making crystalline forms of gatifloxacin (CX), classified in class 544, subclass 363, for examination in the present application. Applicants expressly reserve the right to prosecute the subject matter of the non-elected claims in one or more continuation or divisional applications.

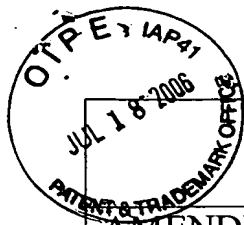
If, in the opinion of the Examiner, a telephone conference would advance the prosecution of the Application, the Examiner is invited to telephone the undersigned attorney.

Dated: July 13, 2006

By: 
Alan P. Force
(Reg. No. 39,673)

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HFU

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

AMENDMENT TRANSMITTAL		Docket Number: 1662/6040761	
Application Number 10/735,029	Filing Date December 12, 2003	Examiner Ebenezer O. Sackey	Art Unit 1626
Invention Title NOVEL CRYSTALLINE FORMS OF GATIFLOXACIN AND PROCESSES FOR PREPARATION		Inventor(s) Amir et al.	

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Date: July 13, 2006

Signature: *Alan P. Force*

Sir:

Transmitted herewith for filing is a response to the Office Action (Restriction Requirement) mailed June 13, 2006, for the above-identified application.

A one-month period was set for a response to this Office Action. A response was due by July 13, 2006. This response is therefore timely filed.

It is believed that no fees are due in connection with this response. However, should any fees be due, the Commissioner is authorized to charge the deposit account of **Kenyon & Kenyon LLP**, Deposit Account No. **11-0600** for such fees. A duplicate copy of this transmittal letter is enclosed for that purpose.

Dated: July 13, 2006

By: *Alan P. Force*
Alan P. Force (Reg. No. 39,673)

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